

**RESOLUTION NO. 26-15**

**RESOLUTION OF THE COMMON COUNCIL OF THE  
CITY OF WEST LAFAYETTE, INDIANA AUTHORIZING  
THE CITY ATTORNEY TO EXERCISE THE CITY'S  
POWER OF EMINENT DOMAIN**

WHEREAS, the Common Council of the City of West Lafayette, Indiana established a Redevelopment Commission ("RDC") and Department of Redevelopment by Ordinance No. 6-89; and

WHEREAS, the RDC established the Levee/Village Redevelopment Area on February 26, 1990 by Resolution No. 3-90; and

WHEREAS, the RDC expanded the Levee/Village Redevelopment Area on April 18, 2012 by Resolution No. RC2012-4 ("Levee TIF"); and

WHEREAS, the RDC established the West Lafayette 231 Purdue Economic Development Area on February 19, 2014 by Resolution RC2014-6 ("Purdue TIF")

WHEREAS, the Levee TIF and the Purdue TIF include parcels of real estate that have been determined to be necessary for the City to acquire for public projects in the TIF areas, including the State Street project and the CSO project; and

WHEREAS, the owners of the parcels are set forth on Exhibit A attached hereto ("Owners"); and

WHEREAS, the RDC, acting by and through the Office of the City Engineer have determined that it is necessary to acquire the parcels from the Owners and that it may be necessary during the acquisition process for the City to exercise its right of eminent domain; and

WHEREAS, pursuant to I.C. 36-7-14-20, the RDC has requested the Common Council to adopt a resolution to exercise the City's power of eminent domain to acquire the parcels and direct the City Attorney to file a petition in court to acquire parcels should it become necessary to keep the projects on target and moving forward.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Lafayette, Indiana, as follows:

1. The Common Council considers that it may be necessary that the City acquire certain parcels of real estate from some of the owners set forth on Exhibit A, attached hereto and made a part hereof, by the exercise of its power of eminent domain on behalf of the West Lafayette Redevelopment Commission.

2. The City Attorney is hereby authorized to file petitions in the Circuit or Superior Courts of Tippecanoe County, Indiana in the name of the City on behalf of the Redevelopment Commission and to take any other action under the laws of the State of Indiana and City of West Lafayette to effectuate the acquisition of parcels as may be necessary for the projects.

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If you have questions about this, please contact the Office of the Clerk-Treasurer at [clerk@westlafayette.in.gov](mailto:clerk@westlafayette.in.gov).  
Thank you.